

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF ALABAMA  
EASTERN DIVISION

UNITED STATES OF AMERICA,	)	
	)	
v.	)	CASE NO. 3:06CR126-WHA
	)	
JOHN JENNINGS, II	)	

**ORDER**

Upon consideration of the government's Motion for Mental Competency Examination, without objection from the defendant, JOHN JENNINGS II ["Jennings"], and for good cause shown, it is

ORDERED that the motion is GRANTED.

Based upon in-court representations from counsel for the government and the defendant, it appears to the court that there is reasonable cause to believe that the defendant may presently be suffering from a mental disease or defect rendering him mentally incompetent to the extent that he is unable to understand the nature and consequences of the proceedings against him or to assist properly in his defense. Accordingly, it is

ORDERED that the United States Marshal for this district immediately remove the defendant to the custody of the warden of an appropriate institution as may be designated by the attorney general. The defendant is to be committed for the purpose of being observed and examined for a period of 30 days by one or more qualified psychiatrists at the institution, pursuant to the provisions of 18 U.S.C. §4241. It is further

ORDERED that the examining psychiatrist or psychiatrists conducting the mental

examination of the defendant report in writing to this court within 45 days from the date of this order as to their findings, opinions and conclusions as to the competency or incompetency of the defendant and specifically report to and advise this court whether or not in their opinion the defendant may be presently insane or otherwise so mentally incompetent as to be unable to understand the proceedings against him or properly assist in his own defense and further specifically report their findings, opinions and conclusions as to whether the defendant, at the time of the commission of the offense with which he is charged, was insane or mentally incompetent. It is further

ORDERED that the defendant shall be incarcerated and remain at the institution designated by the Attorney General until further order of this court.

The clerk of this court is hereby ORDERED to furnish the United States Marshal for this district with three certified copies of this order.

DONE this 31<sup>st</sup> day of May, 2006.

/s/ Vanzetta Penn McPherson  
VANZETTA PENN MCPHERSON  
UNITED STATES MAGISTRATE JUDGE